

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

DIRECTV, INC.,

No. C03-02199 MJJ

Plaintiff,

**ORDER OF CONDITIONAL DISMISSAL**

v.


ERIC AGNEW,

Defendant.

The parties hereto, by their counsel, having advised the Court that they have agreed to a settlement between Plaintiff DIRECTV, Inc. and Defendant, Eric Agnew, and only as between these parties,

IT IS HEREBY ORDERED that Eric Agnew is dismissed without prejudice; provided, however, that if any party hereto shall certify to this Court, within ninety days, with proof of service of a copy thereon on opposing counsel, that the agreed consideration for said settlement has not been delivered over, the foregoing Order shall stand vacated and this case shall forthwith be restored to the calendar to be set for trial.

Dated: 7/11/2005

  
MARTIN J. JENKINS  
United States District Judge